

To the Commission:

Until it has been established by a preponderance of the evidence that UWB devices can be operated without creating interference, and further, until the manufacturers of those devices overcome the presumption that such devices shall cause interference, the Commission should find that it lacks jurisdiction to grant authority to operate UWB devices under Part 15 of the Commission's rules. As such, the Commission should further find that it is not in the public interest to grant such authority.

Respectfully Submitted,

/s./ James E. Whedbee, NOECN